

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

BENSLEY CONSTRUCTION, INC.)
on its own behalf and on behalf of all others similarly)
situated,)
)
Plaintiff,)
)
v.)
)
MARSH & MCLENNAN COMPANIES, INC.,)
MARSH, INC., ACE USA, ACE INA, AMERICAN)
INTERNATIONAL GROUP, AMERICAN RE-)
INSURANCE COMPANY, ARTHUR J.)
GALLAGHER & CO., HILB ROGAL & HOBBS,)
COMPANY, WILLIS GROUP HOLDINGS, LTD.,)
WILLIS NORTH AMERICA INC., WILLIS GROUP)
LTD., UNIVERSAL LIFE RESOURCES,)
UNIVERSAL LIFE RESOURCES, INC. (d/b/a ULR)
INSURANCE SERVICES, INC.), THE CHUBB)
CORPORATION, USI HOLDINGS, INC., METLIFE,)
INC., PRUDENTIAL FINANCIAL, INC.,)
UNUMPROVIDENT CORPORATION, THE ST.)
PAUL TRAVELERS COMPANIES, INC., ZURICH)
AMERICAN INSURANCE COMPANY, LIBERTY)
MUTUAL GROUP INC., LIBERTY MUTUAL)
INSURANCE COMPANY, LIBERTY MUTUAL)
FIRE INSURANCE COMPANY, EMPLOYERS)
INSURANCE COMPANY OF WAUSAU, and ST.)
JAMES INSURANCE COMPANY LTD.,)
)
Defendants.)

Civil Action No. 05 11249 GAO

REQUEST FOR ORAL ARGUMENT

Defendants Marsh & McLennan Companies, Inc., and Marsh, Inc., (collectively “Marsh”) hereby make this request, pursuant to L.R. 7.1(d), for a hearing on Defendant’s Motion to Stay This Action Pending a Determination on Transfer by the Judicial Panel on Multidistrict Litigation, and as otherwise may be necessary to assist the Court. Marsh submits that oral argument may assist the court and wishes to be heard on these matters.

Dated: October 3, 2005

Respectfully submitted by,

Marsh & McLennan Companies, Inc., and
Marsh Inc.,

/s/ Josh Vitullo

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the following by hand-delivery and/or first-class mail on October 3, 2005:

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